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U.S. COURTS
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IDAHO

13 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

15 UNITED STATES OF AMERICA)	
)	Case No. 02-114-S-BLW
16)	
vs.)	MOTION FOR
17)	DETENTION HEARING
KENNETH L. PUGH,)	
18)	
Defendant.)	
19)	

20 COMES NOW George W. Breitsameter, Assistant United States
21 Attorney for the District of Idaho, and moves the Court, pursuant to
22 Title 18, United States Code, Sections 3142(a)(4) and 3142(e), for an
23 order directing that a hearing be held for the purpose of holding the
24 Defendant without bail prior to trial.

1 () Pursuant to Title 18, United States Code, Section 3142(f),
2 the United States asks for a continuance of three (3) days from the
3 date of the Defendant's first appearance before a judicial officer.
4 The continuance is requested in order for the case agents to travel to
5 Boise, Idaho, for the Detention Hearing; or

6 The prosecution will introduce evidence as follows, pursuant to
7 the specific sections of Title 18, United States Code, as indicated:

8 () § 3142(f)(1)(A) - a crime of violence;

9 () § 3142(f)(1)(B) - an offense for which the maximum sentence
10 is life imprisonment or death;

11 () § 3142(f)(1)(C) - an offense for which a maximum term of
12 imprisonment of ten years or more is prescribed in the Controlled
13 Substances Act (21 U.S.C. § 801, et seq.), the Controlled Substances
14 Import and Export Act (21 U.S.C. § 951, et seq.), or Section 1 of the
15 Act of September 15, 1980 (21 U.S.C. § 955a);

16 () § 3142(f)(1)(D) - any felony committed after the person had
17 been convicted of two or more prior offenses described in
18 § 3142(f)(1)(A) through (C), or two or more State or local offenses
19 that would have been offenses described in § 3142(f)(1)(A) through (C)
20 if a circumstance giving rise to Federal jurisdiction had existed;

21 (X) § 3142(f)(2)(A) - a serious risk that the person will flee;

22 () § 3142(f)(2)(B) - a serious risk that the person will:

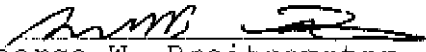
23 () obstruct or attempt to obstruct justice; or

24 () threaten, injure, or intimidate, or attempt to
25 threaten, injure, or intimidate, a prospective witness
26 or juror; or

() otherwise pose a danger to any other person or the
community.

DATED this 18th day of July, 2002.

THOMAS E. MOSS
United States Attorney


George W. Breitsameter
Assistant United States Attorney